



OFFICE OF THE CITY CLERK ▪ CITY OF BINGHAMTON

Teri Rennia, City Council President

Angela Holmes, City Clerk

BOARD OF ESTIMATE AND APPORTIONMENT

MEETING MINUTES

DPW Conference Room, 3rd Floor City Hall

Wednesday April 9, 2014

Call to Order. Called to order at 11:20am by Richard C. David, Mayor.

Present: Richard C. David, Mayor; Charles Pearsall, Comptroller; Philip T. Krey, City Engineer; Gary Holmes, Commissioner of Public Works

Absent: Kenneth J. Frank, Corporation Counsel

Also Present: Angela Holmes, City Clerk; Gerald Kennicutt, Deputy Comptroller; Jared Kraham, Executive Assistant to the Mayor; Brian Seachrist, Assistant Corporation Council

ITEMS CONSIDERED

Permanent Easement for Portion of 70-72 Court Street. Request to enter into an agreement for a permanent easement for a portion of 72 Court Street, submitted by 33 State Street Associates. Alan Pope, Andrew Urso and Larry Pasquale attended the meeting held January 15, 2014 to discuss the proposal. The Board reviewed this matter, and concluded that any agreement should be limited to the space required for a stairway, but should not include space for a patio. The Board of Contract and Supply approved a Request for Sealed Bids for 70-72 Court Street at a meeting held on February 12, 2014. Such Request for Sealed Bids includes a restriction stating that the sale would be subject to a permanent easement for pedestrian ingress and egress from a basement stairwell at 92 State Street, but that construction above the stairwell would be permitted. Kenneth J. Frank will discuss the details of the permanent easement with Mr. Pope. Item held.

Offer to Purchase/Lease 17 Broad Street. Request to purchase or lease space at 17 Broad Street for a new Verizon Wireless communications facility. Leigh McCullen noted for the record that any development would require Planning Commission approval. Jonathan Yeager met with a representative to identify possible tower locations at 17 Broad Street. Gary Holmes spoke with representatives from Verizon, and stated that the space they require for a communications facility is too large for the proposed area.

Motion to deny the Offer to Purchase/Lease 17 Broad Street.

Moved by Holmes, seconded by Pearsall.

Motion carried. (Vote 4-0-1)

Ayes: David, Pearsall, Krey, Holmes

Nays: None

Absent: Frank

8 Meadow Street. Offer to Purchase 8 Meadow Street for \$100, submitted by Tonya Dakari on December 23, 2013. Sent to the Assessor's Office, the Office of Building Construction, Zoning & Code Enforcement and the Department of Planning, Housing & Community Development on January 2, 2014. Steve Quinn responded on January 3, 2014, stating that this property is one of several properties that the First Ward Action Council is scheduled to purchase and develop under the City's Restore NY grant application and NYS Tax Credit application. Scott Snyder responded on January 3, 2014, confirming that the property is listed as a Restore NY property. Mayor David met with Jerry Willard from First Ward Action Council, who indicated that they are still slated to receive funding for the development of the property.



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First Ward Action Council should know the outcome within the next few months. Item held pending confirmation of funding for First Ward Action Council.

77 Pine Street. Request to donate 77 Pine Street to the City of Binghamton, submitted by Luciano Piccirilli of Stephgina Realty, Co., Inc. on February 19, 2014. Sent to the Assessor's Office, the Office of Building Construction, Zoning & Code Enforcement and the Department of Planning, Housing & Community Development on February 20, 2014. Scott Snyder responded on March 3, 2014, stating that he is not in favor of accepting the donation, as the City just sold off excess properties. Snyder suggested that the applicant donate the property directly to Volunteers Improving Neighborhood Environments (VINES). Tom Costello responded on March 4, 2014, stating that his office did not identify any prohibitive factors, but as a building was previously demolished at this site, it might be prudent to conduct a Phase I Environmental Assessment of the property prior to accepting it as a donation. Jennifer Taylor responded on March 10, 2014, recommending the rejection of the donation, and to encourage the applicant to sell the property to an adjacent property owner. Bill Barber, Director of Parks and Recreation, responded on March 12, 2014, stating that the Parks Department is not interested in accepting this property. Jennifer Taylor further responded on March 24, 2014 stating that CDBG funds support the implementation of VINES' summer youth employment program and management of the urban farm and community gardens. The CDBG application and agreement do not state that CDBG funds will be used to conduct urban agriculture activities on private property.

Motion to reject the acceptance of 77 Pine Street, and to direct the City Clerk to contact the applicant and recommend collaboration with VINES.

Moved by David, seconded by Pearsall.

Motion carried. (Vote 4-0-1)

Ayes: David, Pearsall, Krey, Holmes

Nays: None

Absent: Frank

Approval of Minutes. Motion to approve the minutes from the Board of Estimate and Apportionment meetings held on March 19, 2014.

Moved by Krey, seconded by Holmes.

Motion carried. (Vote 4-0-1)

Ayes: David, Pearsall, Krey, Holmes

Nays: None

Absent: Frank

126 Eldredge Street. Albert Diluzio submitted a letter on April 3, 2014 requesting the cancellation of the sale of 126 Eldredge Street, and the return of his \$500 security deposit. Applicant was unaware that the property was listed as a City street at the time of sale, and though the City abandoned 126 Eldredge Street on June 5, 2013 through the adoption of Permanent Ordinance 13-42, he is concerned about easements that the property may carry. Brian Seachrist stated that Corporation Counsel needs to review this matter before issuing a recommendation. Item held.

109 Liberty Street. The Board of Estimate and Apportionment approved the sale of 109 Liberty Street to Theodore M. Race for \$200 on March 19, 2014. City Council reviewed this matter at the Work Session on April 7, 2014, and has recommended the amended sale price of \$50, subject to E&A approval. Scott Snyder approved amended sales price via telephone on April 9, 2014.

Motion to approve the sale of 109 Liberty Street to Theodore M. Race for \$50, subject to such conditions as may be determined by Corporation Counsel.



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Moved by David, seconded by Krey.

Motion carried. (Vote 4-0-1)

Ayes: David, Pearsall, Krey, Holmes

Nays: None

Absent: Frank

2014 Capital Budget. The Board of Estimate and Apportionment approved various amendments to the 2014 Capital Budget on March 12, 2014, as outlined in RL 14-34, entitled "An Ordinance authorizing a revision to the 2014 Capital Budget". These proposed amendments were submitted to City Council for review at the Work Session held on April 7, 2014. City Council agreed to the following amendments:

Remove

Parks	1-Ton Pick-Up Truck & Trailer	\$53,000
DPW	5 th Floor Renovations	\$125,000
DPW	Council Chambers	\$150,000
DPW	Floor Refinishing – 3 rd Floor	\$15,000
Police	In-Car Camera Systems (5)	\$27,500
Parking	Pay Station at State St. Ramp	\$40,000
DPW	Snow Blower	\$125,000

Add

Engineering	S. Washington St. Bridge Rehab	\$1,585,000
DPW	Small Roller & Truck	\$125,000

Amend

Engineering	Street Reconstruction	\$1,693,500
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Motion to approve the above listed amendments to the 2014 Capital Budget.

Moved by Holmes, seconded by Krey.

Motion carried. (Vote 4-0-1)

Ayes: David, Pearsall, Krey, Holmes

Nays: None

Absent: Frank

Bond Ordinance. Approval of the issuance of up to \$19,495,500 in serial bonds to finance 2014 capital projects, as outlined in RL 14-35, entitled "An Ordinance authorizing the issuance of \$19,495,500 in serial bonds to finance 2014 capital projects", submitted to City Council on April 7, 2014.

Motion to approve the issuance of up to \$19,495,500 in serial bonds to finance 2014 capital projects, as outlined in RL 14-35.

Moved by Holmes, seconded by Pearsall.

Motion carried. (Vote 4-0-1)

Ayes: David, Pearsall, Krey, Holmes

Nays: None

Absent: Frank



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Adjournment. Motion to adjourn at 11:31am.

Moved by Holmes, seconded by Krey.

Voice vote, none opposed.